



PATENT: **Mail Stop AF**  
Customer No. 22,852  
Attorney Docket No. 04284.0815

**BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of: )  
)  
Toru TATEISHI ) Group Art Unit: 2661  
)  
Application No.: 09/400,281 ) Examiner: Steven Blount  
)  
Filed: September 21, 1999 ) Confirmation No.: 3269  
)  
For: COMMUNICATION APPARATUS )  
AND COMMUNICATION RATE )  
SELECTING METHOD )  
THEREOF )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Mail Stop AF**

**NOTICE OF APPEAL UNDER 37 C.F.R. § 41.31**

Sir:

Applicant appeals to the Board of Patent Appeals and Interferences from the  
Examiner's decision mailed February 8, 2005.

The items checked below are appropriate:


1. ☐ A Petition for extension of time to respond to the final rejection was filed on [Date] extending the period for response to [Date].
2. ☒ A Petition for extension of time to further extend the period for response to July 8, 2005, is enclosed together with a check to cover the fee of \$450.
3. ☒ The Appeal Fee of \$500 (or \$250 if by small entity)  
☐ is enclosed or ☒ is to be charged to Deposit Account No. 06-0916.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: July 8, 2005

By:   
Ronald J. Ward  
Reg. No. 54,870